

**CITY COUNCIL  
ATLANTA, GEORGIA**

13.2

**13-O-0336/U-13-02 AN ORDINANCE AS SUBSTITUTED BY ZONING COMMITTEE GRANTING A SPECIAL USE PERMIT FOR A DAYCARE CENTER PURSUANT TO SECTION 16-06.005 (1) (B) OF THE ZONING ORDINANCE, PROPERTY LOCATED AT 470 CANDLER PARK DRIVE, N.E., FRONTING APPROXIMATELY 164 FEET ON THE WEST SIDE OF CANDLER PARK DRIVE AND AT LOCATED AT THE SOUTHWEST INTERSECTION OF CANDLER PARK DRIVE AND MAGNOLIA STREET. DEPTH: APPROXIMATELY 214 FEET. AREA: 0.761 ACRES. LAND LOT 240, 15TH DISTRICT, DEKALB COUNTY, GEORGIA. OWNER: FIRST EXISTENTIALIST CONGREGATION APPLICANT: RANDY PIMSLER NPU N COUNCIL DISTRICT 6**

Application File Date	
Zoning Number	U-13-02
NPU/CD	N/6
Staff Recommendation	APPROVAL CONDITIONAL-Substitute Ordinance
NPU Recommendation	APPROVAL
ZRB Recommendation	APPROVAL CONDITIONAL-Substitute Ordinance

**Review List:**

Office of Research and Policy Analysis	Completed	05/07/2013 2:08 PM
Zoning Committee	Completed	05/15/2013 12:02 PM
Atlanta City Council	Pending	
Zoning Staff	Pending	
Office of Research and Policy Analysis	Pending	

**HISTORY:**

05/15/13      Zoning Committee      APPROVED ON SUBSTITUTE

<b>RESULT:</b>	<b>APPROVED ON SUBSTITUTE [UNANIMOUS]</b>
<b>AYES:</b>	Wan, Bottoms, Shook, Smith, Young Jr.
<b>ABSENT:</b>	Joyce Sheperd

Certified by Presiding Officer	Certified by Clerk
<p style="text-align: center;">Mayor's Action</p> <p style="text-align: center;"><i>See Authentication Page Attachment</i></p>	

**ORDINANCE  
BY ZONING COMMITTEE  
ZONING COMMITTEE**

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13-O-0336

AN ORDINANCE

U-13-02

AS SUBSTITUTED

BY: ZONING COMMITTEE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. Under the provisions of Section 16-06.005 (1) (b) of the Zoning Ordinance of the City of Atlanta, a Special Use Permit for a DAYCARE CENTER is hereby granted. Said use is granted to FIRST EXISTENTIALIST CENTER, and is to be located at 479 CANDLER PARK N.E., to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lot 240, 15<sup>th</sup> District, Dekalb County, Georgia, being more particularly described by the attached legal description and/or map.

SECTION 2. That this amendment is approved under the provisions of Section 16-25.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Special Use Permits, Procedural Requirements", and the Director, Bureau of Buildings, shall issue a building permit only in compliance with the applicable provisions of this part. The applicable conditional site plan and any other conditions hereby imposed are enumerated by attachment. The Special Use Permit hereby approved does not authorize the violation of

any zoning district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.